

LEVIN-EPSTEIN & ASSOCIATES, P.C.

60 East 42nd Street • Suite 4700 • New York, New York 10165
T: 212.792-0048 • E: Jason@levinepstein.com

July 5, 2023

Via ECF

The Hon. Katherine Polk Failla, U.S.D.J.
United States District Court, Southern District of New York
40 Foley Square
New York, NY 10007

Re: *Lanau Aguilar v. Carben Construction Inc. et al*

Case No.: 1:22-cv-09685-KPF

MEMO ENDORSED

Dear Honorable Judge Failla:

This law firm represents Francisco Lanau Aguilar (the “Plaintiff”) in the above-referenced matter.

Pursuant to Your Honor’s Individual Motion Practice Rules 2(C) and 2(D), this letter respectfully serves to request an extension of time to file Plaintiff’s motion for default judgment from July 5, 2023, to, through and including August 5, 2023.

This is the second request of its kind. If granted, this request will not affect any other Court scheduled deadlines.

The basis of this request is that the undersigned law firm is in the process of gathering additional information from Plaintiff, in support of the contemplated motion for default judgment. The undersigned anticipates being in a position to finalize, and file, Plaintiff’s motion for default judgment on or before August 5, 2023.

In light of the foregoing, Plaintiff respectfully requests that Plaintiff’s deadline to file the motion for default judgment be extended from July 5, 2023, to, through and including August 5, 2023.

We thank the Court for its attention to this matter, and are available at the Court’s convenience to answer any questions related to the foregoing.

LEVIN-EPSTEIN & ASSOCIATES, P.C.

By: /s/ Jason Mizrahi
Jason Mizrahi
60 East 42nd Street, Suite 4747
New York, NY 10170
Tel. No.: (212) 792-0048
Email: Jason@levinepstein.com
Attorneys for Plaintiff

Application GRANTED. Plaintiff may submit his motion for a default judgment and supporting papers by August 7, 2023. There will be no further extensions of this deadline.

The Clerk of Court is directed to terminate the pending motion at docket entry 36.

Dated: July 6, 2023
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE